IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

TUESDAY, THE TENTH DAY OF AUGUST, TWO THOUSAND AND FOUR

: PRESENT :

THE HON'BLE MR. JUSTICE : T.CH. SURYA RAO.

CRIMINAL PETITION No. 3427 of 2004

Between:

P. Nettappa.

.. Petitioner

(Accused No. 2 in Cr. No. 8 of 2004 on the file of the S.H.O., Kowthalam Police Station,
Kurnool District)

And

The State represented by its SHO, Kowthalam Police Station,
Kurnool District, rep. by its Public Prosecutor

.. Respondent / Complainant

COUNSEL FOR PETITIONER : Mr. B. Purushothama Reddy.
COUNSEL FOR RESPONDENT : The Public Prosecutor.

Petition under Section 438 of Cr. P.C. praying the High Court to direct the respondent herein to release the petitioner on bail in the event of his arrest in connection with Cr. No. 8/2004 registered by the Kowthalam Police Station pending investigation and trial.

The Court made the following :

ORDER :

" Petitioner who is A2 in the crime, seeks anticipatory bail in connection with the crime registered against him under Sections 406 and 409 of the I.P.C., on a private complaint filed by one K. Ramdas, Secretary of LSCL Halvi. Earlier a crime has been registered against the said K. Ramdas in connection with the alleged offence of having involved in misappropriation of funds at the instance of the petitioner and the Managing Director of AP Cooperative Bank Ltd. According to the petitioner, the private complaint is filed by the said K. Ramdas, so as to harass the petitioner only.

The learned counsel for the petitioner seeks to place reliance upon two letters dated 15-10-2003 and 05-07-2004, addressed by the Managing Director of A.P. Cooperative Society Limited, Hyderabad and the District Collector of PIC/ Chair Person, DCC Bank Ltd, Kurnool, respectively. In the first letter dated 15-10-2003, it shows the request to the Superintendent of Police to register the case and investigate into the same against the said K. Ramdas, and in the second letter dated 05-07-2004, the Collector expressed that the petitioner is innocent.

Having regard to the same, the request of the petitioner for anticipatory bail may be considered.

In the result, the petitioner shall be enlarged on bail, in the event of his arrest on his executing a bond for Rs. 5000/- with two sureties for a like-sum each to the satisfaction of Station House Officer, Kowthalam Police Station. On such release, the petitioner shall cooperate with the investigating Officer, in investigation and shall appear before him as and when required for the purpose of investigation in this case. "

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The Principal Sessions Judge, Kurnool, Kurnool District.
2. The Additional Judicial First Class Magistrate, Adoni, Kurnool District.
3. The Station House Officer, Kowthalam Police Station, Kurnool District.
4. Two CCs to Public Prosecutor, High Court of A.P., Hyderabad. **(OUT)**
5. One spare copy.

USR.

HIGH COURT

DATED : 10-08-2004

BAIL

Crl. P. No. 3427 of 2004

RELEASING THE PETITIONER ON BAIL IN THE EVENT OF HIS ARREST.

HIGH COURT

DRAFTED BY : USR
DRAFTED ON : 10-08-2004
APPROVED ON :

TCSRJ

DATED: 10-08-2004

BAIL

Crl. P. No. 3427 OF 2004

RELEASING THE PETITIONER ON BAIL

IN THE EVENT OF HIS ARREST.